IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

HON'BLE SRI JUSTICE V.V.S. RAO

W.P. No. 20135 OF 2005

Date: 19.09.2005

BETWEEN:

1. Fazal Mohammed Omer Qayyam and others

…. PETITIONERS

Vs.

1. The District Collector, Nalgonda and others.

…. RESPONDENTS

HONOURABLE SRI JUSTICE V.V.S. RAO

WRIT PETITION NO. 20135 OF 2005

ORDER:

The petitioners, who are seven in number, claim that they own lands in S.No.163 and 164 of Charlagowraram Village, Kangal Mandal of Nalgonda District, which is within a distance of three kilometers from Nalgonda town. They claim to have purchased the said land. They allege that the respondents are encroaching into their lands, and on 3.9.2005 demarcated the land by taking levels and digging the sub soil for the purpose of irrigation cannel in the name and style of Aliminete Madhava Reddy Project. Therefore, they filed the instant writ petition seeking a declaration that the action of the respondents in demarcating the lands is illegal and unconstitutional and being violative of Articles 14 and 300-A of the Constitution of India.

At the time of admission, the learned Assistant Government Pleader for Land Acquisition after obtaining instructions submits that the third respondent conducted pre-

acquisition survey, and the petitioners' land was not encroached upon, nor any steps were taken for digging the cannel. Therefore, the writ petition is too premature. As and when any notification is issued for acquiring the lands of the petitioners, it shall be open to them to challenge the same.

The Writ Petition, with the above observations, is dismissed at the admission stage.

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(**V.V.S. RAO, J.)**

19th September, 2005

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